

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT AND INTERFERENCES**

Confirmation No. 3054

Appl. No. 09/784,284  
Applicant Ricci et al  
Filed February 16, 2001  
TC/A.U. 3738  
Examiner Javier G Blanco  
Docket No. 1065.26(B)  
Customer No. 27353

For: Orthopedic Implants having Ordered Microgeometric Surface Patterns

Mail Stop Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandra, VA 22313-1450

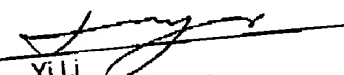
**STATEMENT REGARDING BRIEF ON APPEAL SUBMITTED ON OCTOBER 14, 2004**

Sir:

Appellant submitted Brief on Appeal of the above-referenced patent application on October 14, 2003, together with Petition for Extension of Time, and payment for filing a Brief and time extension. Subsequently, Appellant realized that errors were made inadvertently in the file identification information in these documents. More specifically, the Serial Number, Title, Filing date, Art Unit and the Examiner's name stated on the cover page were for a different application of the same inventor.

As soon as Appellant realized the mistake, Appellant has contacted Examiner, and faxed the original documents again to Examiner Javier Blanco at Art Unit 3738. Furthermore, as a corrective action, Appellant submits this statement to clarify the situation.

Respectfully submitted,

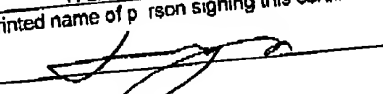
By:   
Yi Li  
Reg. No. 44,211  
Agent for Appellant

11/24/2003  
Date of Signature

Please address all correspondence to:  
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**Certificate of Transmission**

I hereby certify that, on the date shown below, this correspondence is being facsimile transmitted to the Commissioner of Patents, at Fax No. 703-746-8582.

Yi Li  
Typed or printed name of person signing this certificate  
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Date 11/24/2003